

# TOWN OF MIAMI LAKES, FLORIDA

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## Town Council

Mayor Wayne Slaton

Vice Mayor Robert Meador

Councilmember Roberto Alonso

Councilmember Mary Collins

Councilmember Dorothy Cook

Councilmember Michael Pizzi

Councilmember Nancy Simon

## **Minutes**

### **REGULAR COUNCIL MEETING**

**July 11, 2006**

**7:00 p.m.**

### **Miami Lakes Middle School**

6425 Miami Lakeway North

Miami Lakes, Florida 33014

#### **1. CALL TO ORDER:**

- 2. ROLL CALL:** In addition to Mayor Slaton, the following members were present: Vice Mayor Robert Meador, Councilmember Roberto Alonso, Councilmember Mary Collins, Councilmember Michael Pizzi, Councilmember Nancy Simon, Councilmember Dorothy Cook.

- 3. INVOCATION/MOMENT OF SILENCE:** Mayor Slaton asked for a moment of silence.

- 4. PLEDGE OF ALLEGIANCE:** Mayor Slaton led the pledge.

#### **5. ORDER OF BUSINESS (DEFERRALS/ADDITONS/DELETIONS):**

Councilmember Mary Collins requested to pull item 6I from the consent agenda.

Councilmember Roberto Alonso moved to the agenda as amended and Vice Mayor Robert Meador seconded the motion. All were in favor.

Councilmember Mary Collins moved the consent agenda. It was seconded by Vice Mayor Robert Meador. Mayor Slaton called for the vote and all were in favor.

#### **6. CONSENT AGENDA:**

**A. A RESOLUTION OF THE TOWN COUNCIL APPROVING THE INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE TOWN OF MIAMI LAKES FOR GOB PROJECT NUMBER 68-70548/ROYAL OAKS PARK DEVELOPMENT. (Rey) Approved on consent.**

**B. A RESOLUTION OF THE TOWN COUNCIL APPROVING THE INTERLOCAL AGREEMENT BETWEEN MIAMI-DADE COUNTY AND THE TOWN OF MIAMI LAKES FOR GOB PROJECT NUMBER 6-70546/DRAINAGE IMPROVEMENTS. (Rey) Approved on consent.**

**C. A RESOLUTION OF THE TOWN COUNCIL APPROVING THE LEASE AND MAINTENANCE AGREEMENT FOR THE UPGRADE AND RELOCATION OF COPIERS FOR THE POLICE DEPARTMENT AND THIRD FLOOR OF TOWN HALL. (Rey) Approved on consent.**

**D. A RESOLUTION OF THE TOWN COUNCIL APPROVING THE AGREEMENTS BETWEEN THE TOWN OF MIAMI LAKES AND MCCi FOR THE PURCHASE OF LASERFICHE AND MUNIAGENDA SOFTWARE. (Rey) Approved on consent.**

**E. A RESOLUTION OF THE TOWN COUNCIL APPROVING THE AGREEMENT FOR MISCELLANEOUS ROADWAY RESURFACING BETWEEN GENERAL ASPHALT CO., INC. AND THE TOWN OF MIAMI LAKES. (Rey) Approved on consent.**

**F. A RESOLUTION OF THE TOWN COUNCIL AUTHORIZING AND DIRECTING THE TOWN MANAGER TO APPLY FOR A GRANT FROM THE STATE OF FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, DIVISION OF FORESTRY, FOR REMEDIATION OF URBAN FORESTRY RESOURCES. (Rey) Approved on consent.**

**G. A RESOLUTION OF THE TOWN COUNCIL WAIVING THE TOWN'S PROCUREMENT PROCEDURES; AUTHORIZING THE TOWN MANAGER TO PURCHASE SUPPLIES, MATERIALS, SERVICES OR EQUIPMENT BETWEEN JULY 15, 2006 AND SEPTEMBER 12, 2006, IN EXCESS OF THE DOLLAR AMOUNTS AUTHORIZED IN ORDINANCE NO. 03-30, THE TOWN'S PURCHASING PROCEDURES ORDINANCE; AUTHORIZING THE TOWN MANAGER TO EXECUTE GRANT AGREEMENTS; REQUIRING TOWN COUNCIL RATIFICATION OF THE PURCHASES AT THE COUNCIL'S FIRST REGULARLY SCHEDULED COUNCIL MEETING IN SEPTEMBER OF 2006. (Rey) Approved on consent.**

**H. A RESOLUTION OF THE TOWN COUNCIL REQUESTING THE CHIEF JUDGE TO APPOINT PERLA TABARES HANTMAN TO THE TOWN CANVASSING BOARD. (Boniske) Approved on consent.**

**I. A RESOLUTION OF THE TOWN COUNCIL ACCEPTING THE REQUEST OF ROYAL OAKS PLAZA, INC. TO REDUCE A PREVIOUSLY ASSESSED CODE COMPLIANCE FINE FOR CASE NO. C2005-1053. (Rey)**

The coaches and baseball expressed their appreciation for being allowed the opportunity to work with and develop young people. The Florida Marlins Youth Baseball came in second place in the championship game. The team will be recognized at next Friday's

Marlins vs. Astros game. They thanked Mayor Slaton, the Councilmembers and staff and presented their trophy.

## **7. PUBLIC COMMENTS:**

Omar Gonzalez, Chairman of the Miami-Dade Civics Association Public Safety Advisory Committee, invited the Council and residents to the next Miami Lakes Civics Association Meeting to be held on July 19<sup>th</sup>. A detective from the Miami-Dade Police Department's Economic Bureau will speak about identity theft.

Dr. David Bennett spoke about election brochures being mailed out to residents.

Mirtha Mendez spoke about how she had not received an information brochure and thanked everyone for the fireworks display.

Alan Rigerman praised Mayor Slaton, the Town Manager and the Council for the mitigation meeting and how it was handled.

Angel Gonzalez spoke about his concerns that the proposed administrative expenses for the upcoming year and his concern about the bus expense.

Pedro Fernandez, asked the Council to set a process when issuing building permits whereby the homeowner's associations are consulted.

## **8. COMMITTEE REPORTS:**

### **Education Advisory Board**

Richard Pulido, Chairman of the Education Advisory Board, gave his report. He spoke about the Town Scholarship, the Student Identification Card Program, Child Obesity Awareness Program, Earth Month Celebration and the Senior Citizen Computer Literacy Classes.

## **9. ORDINANCES – FIRST READING:**

## **10. PUBLIC HEARINGS/ORDINANCES – SECOND READING:**

## **11. RESOLUTIONS:**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; DETERMINING THE PROPOSED MILLAGE RATE, AND THE DATE, TIME AND PLACE FOR THE FIRST AND SECOND BUDGET HEARINGS FOR FISCAL YEAR 2006-07. (Rey)**

Town Attorney, Christina Prkic read the resolution. Councilmember Roberto Alonso moved for passage of the resolution and Councilmember Mary Collins seconded the motion.

Councilmember Roberto Alonso suggested that workshops with the whole Council be held rather than individual meetings with Councilmembers. Councilmember Nancy Simon agreed. The Mayor called for the vote. It was in the affirmative and the motion carried.

## **12. REPORTS:**

### **A. MAYOR'S REPORTS:**

### **B. MANAGER'S REPORTS:**

#### **Portable Building at Miami Lakes Park**

Mr. Rey introduced the discussion of having a portable building placed at Miami Lakes Park until construction of a new facility takes place. He introduced Dan Hopkins, from the Department of Parks and Recreation who gave the details.

Councilmember Mary Collins asked if the expenses were in the budget.

Mr. Rey responded that there were monies allocated in the budget for the rental for next year.

Councilmember Roberto Alonso proposed an alternative plan to that of the portable building. He stated that the existing building is damaged, but not condemned. He spoke to Jim Hamilton and Jack McCall of the Optimist Club. Councilmember Alonso would like to help Mr. Hamilton and Mr. McCall to organize volunteer licensed contractors to repair the existing building so that it can be used. Mr. Hamilton stated that the Town needed to look at purchasing insurance for the building.

Mr. Rey stated that in the past all public facilities were covered under FEMA. Due to this fact, purchasing insurance had never been an economically feasible alternative. He did say, however, that FEMA would now be requiring them to have insurance and that is why Mr. Hamilton brought up this point.

Councilmember Roberto Alonso made a motion to accept the project with the understanding that the Town will buy the materials, equipment, and etc. once a contractor has been secure. It was seconded by Councilmember Mary Collins.

Mayor Slaton called for the vote and all were in favor.

### **C. COUNCILMEMBERS REPORTS:**

#### **1. Urban Development Boundary Applications (Pizzi)**

Councilmember Pizzi spoke about the issue of the expansion of the City of Hialeah to the west of Miami Lakes. Councilmember Pizzi had argued against this expansion. The State of Florida had originally recommended against the expansion because it would

negatively affect several roadways in Miami Lakes. The County Commission, however, passed the expansion. The State has objected to the expansion and the matter has to go before a judge. The County is requesting a settlement. The expansion, it appears, would require eminent domain and would negatively affect Miami Lakes' residents. The County Commission is also proposing to move the interchange of 175 to the end of 154 Street.

Councilmember Pizzi moved to authorize attorneys to file a motion to intervene in the procedure and authorize the manager and staff to send a message that the proposal settlement is completely unacceptable. The motion was seconded by Councilwoman Simon.

Councilmember Simon thanked Councilmember Pizzi for bringing this matter to the table. She inquired about what type of power the Council had to make a motion to intervene.

Town Attorney, Nina Boniske explained the legal aspects of what needs to be done. The Mayor called for the vote and all were in favor.

## **2. Hurricane Fair (Simon)**

Councilmember Simon informed the Council about the free, one-day trash pile pickup for Miami Lakes project that the County is undertaking. A hurricane fair will be held on Friday, August 18<sup>th</sup> between 2-6 p.m. The fair will be a coordinated effort between the Town of Miami Lakes and Dade County. The Police, the Code Enforcer and the Building Department will be present to represent the Town of Miami Lakes. This fair will also give an opportunity to remind residents of the free trash pickup.

Councilmember Cook suggested that in the flyers and door hangers it should clearly state that a reservation needs to be made for your trash to be picked up.

## **D. ATTORNEY'S REPORTS:**

### **13. NEW BUSINESS:**

#### **A. Homeowner's Association Approval Prior to Building Permit Issuance (Alonso)**

Councilmember Alonso brought up the problem of residents getting permits from the Building Department without first getting approval from the HOA.

Councilmember Simon asked for a legal clarification of to what extent the Town can intervene. Town Attorney, Nina Boniske, explained that this was a contractual agreement between the homeowner and the HOA. The Town of Miami Lakes does not enforce the restrictions.

At 10:05 Councilmember Roberto Alonso exited the meeting. At 10:10 Councilmember Mary Collins exited the meeting.

Mayor Slaton suggested that letter be added to the permitting process informing the applicant that approval may be necessary from the homeowner's association. Town Manager, Alex Rey suggested that he can implement that process administratively.

**B. Government Reform Act/Budget Adjustments (Pizzi)**

Councilmember Pizzi stated that this was an opportunity to address residents' concerns and issues. He feels the Council has done a good job at being cost effective. He has heard recently that residents are receiving correspondence stating that the Council is in crisis, because they are not performing effectively and they are not cost efficient. He wants a group discussion to address these complaints.

At 10:15 Vice Mayor Robert Meador exited the meeting.

Councilmember Pizzi wanted to state for the record that the Council is very cost efficient. Councilmember Pizzi addressed the issue that there was a position advertised for Mayor's Assistant with a salary of \$65,000 a year. He pointed out that this salary cost more than the entire Council. He made a motion to eliminate the position from the budget. It was seconded by Councilmember Nancy Simon. The Mayor called for the vote and the motion failed.

Councilmember Pizzi made a motion to delete from the budget the \$7,200 car allowance for the Mayor. The motion was seconded by Councilmember Nancy Simon.

Town Attorney, Nina Boniske informed the Council that the Mayor's salary is set by ordinance. She advised that it would be a conflict of interest for the Mayor to participate in such a discussion. Councilmember Pizzi stated that he understood that it would be a conflict of interest for the Mayor to participate, but without him they would lose quorum. Councilmember Pizzi decided to not make the motion so that quorum would not be lost. Councilmember Pizzi stated that the Mayor works very hard and the budget cost motions were in no way an attack on him.

Mayor Slaton addressed the issue of the need for additional employees and the workload at the town office. He agreed that the discussion of expenditures was very important.

At 10:45 Councilmember Dorothy Cook exited the meeting.

Since quorum was lost, the meeting adjourned at 10:45 p.m.

**C. Hurricane Shutters on Apartment Buildings (Slaton)**

Approved this \_\_\_\_ day of \_\_\_\_, 2006.

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Wayne Slaton, Mayor

Attest:

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Debra Eastman, MMC  
Town Clerk